



4. On July 20, 2017, Sam Moon filed its Reply in Support of Sam Moon's Motion to Compel (Dkt. 53) and Response in Opposition to James Avery's Motion to Compel Production of Documents from Defendants (Dkt. 54).

5. James Avery has not yet filed its Reply in Support of its Motion to Compel Production of Documents from Defendants.

6. On July 20, 2017, Plaintiff James Avery and Defendant Sam Moon entered into further settlement discussions since attending the Court's ordered mediation.

7. In order to conserve judicial resources necessary to address the pending Motions and to allow the Parties to continue their settlement discussions without pressure from preparing further briefing in support of the Motions to Compel before those settlement discussions have run their course, the Parties file this Advisory to notify the Court that the Parties are currently in settlement discussions and hereby request the Court place the Motions in abeyance while the Parties are negotiating a possible settlement.

8. The Parties anticipate that, if they are able to reach an agreement on the terms of a settlement, they should be able to complete the negotiations within the next several weeks. The Parties will advise the Court of the status of their settlement discussions on or before August 18, 2017.

9. In the event a settlement agreement is not reached, the Parties request the Court to allow James Avery until August 25, 2017 to file its Reply in Support of James Avery's Motion to Compel the Production of Documents from Defendants.

Date: July 26, 2017

Respectfully submitted,

By: /s/ J. Daniel Harkins

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### **CERTIFICATE OF SERVICE**

Pursuant to the Federal Rules of Civil Procedure and the Local Rules, I hereby certify that all counsel of record who have appeared in this case are being served on July 26, 2017 with a copy of the foregoing via the Court's CM/ECF system.

/s/ Sherri A. Wilson

Sherri A. Wilson